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3 UNITED STATES DISTRICT COURT  
4 DISTRICT OF NEVADA

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6 UNITED STATES OF AMERICA,

Case No. 3:19-cv-00572-MMD-CLB

7 Plaintiff,

ORDER

8 v.

9 \$128,320.00 in United States Currency,

10 Defendant.

11 This case stems from Plaintiff United States of America filing a civil complaint for  
12 forfeiture *in rem* against \$128,320.00 in United States Currency (“Defendant Property”) on  
13 September 13, 2019. (ECF No. 1.) The United States has already settled with two  
14 individuals who may most immediately claim interest in Defendant Property—Bradley  
15 McHugh and Julie Ann McHugh. (ECF Nos. 8, 9, 10, 11.) The United States subsequently  
16 sought and was granted entry of clerk’s default against Defendant Property and all persons  
17 or entities who may claim an interest in Defendant Property. (ECF Nos. 12, 13.) Presently  
18 before the Court is the United States’ motion for entry of default judgment of forfeiture  
19 against the same persons and entities, which was filed on February 25, 2020 (“Motion”).  
20 (ECF No. 14.) The Motion is accompanied by a proposed order of default judgment of  
21 forfeiture and final judgment of forfeiture, which details that the United States has satisfied  
22 the requisite requirements to obtain default judgment here. (ECF No. 14-2.) There has  
23 been no response to the Motion to date.

24 In light of the lack of any response to the Motion and because the government has  
25 settled with the most likely claimants to Defendant Property, the Court will grant the Motion  
26 pursuant to Local Rule 7-2(d) and adopt the proposed order. See LR 7-2(d) (providing that  
27 “failure of an opposing party to file points and authorities in response to any motion, except  
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1 a motion under Fed. R. Civ. P. 56 or a motion for attorney[s'] fees, constitutes a consent  
2 to the granting of the motion").

3 It is therefore ordered that the United States' motion for default judgment (ECF No.  
4 14) is granted and the Court adopts the accompanying proposed order (ECF No. 14-2).

5 It is further ordered that the Clerk of the Court enter default judgment of forfeiture  
6 against all persons or entities who may claim an interest in Defendant Property.

7 It is further ordered that the Clerk enter final judgment of forfeiture in favor of the  
8 United States and against Defendant Property, Bradley McHugh, Julie Ann McHugh, and  
9 all other persons and entities who may claim an interest in Defendant Property.

10 The Clerk is directed to enter final judgment pursuant to this and the signed  
11 proposed order, which should be attached hereto, and close this case.

12 DATED THIS 26<sup>th</sup> day of March 2020.

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16 MIRANDA M. DU  
17 CHIEF UNITED STATES DISTRICT JUDGE  
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